

The Town of Leesburg
MUNICIPAL GOVERNMENT CENTER
25 WEST MARKET STREET

AGENDA

TOWN COUNCIL MEETING

Tuesday, December 14, 2004

7:30 p.m.

Council Chambers

7:00 pm briefing – Rust Library Renovation Update – Doug Henderson, Loudoun County Library Services Director

- A. INVOCATION: Councilmember Hammler
- B. SALUTE TO THE FLAG: Cub Scout Pack 958 – Tiger Den
- C. ROLL CALL – all present
- D. MINUTES:
 - October 25, 2004, work session
(The minutes were approved with edits by a 7-0 vote)
 - November 9, 2004, regular session
(The minutes were approved with edits by a 7-0 vote)
- E. PRESENTATIONS:
 - a. Certificate of Appreciation – Donation of a K-9 vest
This item was postponed to the January 11 Council Meeting
- F. PETITIONERS:
(There was 1 speaker)
- G. PUBLIC HEARING:
 - a. Downtown streetscape features Town Code Revision
(There were 3 speakers)
 - b. Changing the due date – Personal Property Tax payments
(There were no speakers)
- H. LEGISLATION:

ORDINANCES

On a motion by Councilmember Hammler, seconded by Vice Mayor Martinez, the following motion was approved by a 7-0 vote:

- 1. **ORDINANCE 2004-O-12**
Amending Section 10-131 of the Town Code to authorize a change in the speed limit on Catoctin Circle, SW between Children's Center Rd. and West Market St.

On a motion by Vice Mayor Martinez, seconded by Councilmember Burk, the following motion was approved by a 6-1 vote; Mayor Umstattd opposed:

2. ORDINANCE 2004-O-13

Amending Town Code Section 17-2.1 by changing the due date for payment of taxes for any motor vehicle or trailer for which a return is filed after June 15 of a tax year from February 5 to January 15.

CONSENT AGENDA

On a motion by Councilmember Zoldos, seconded by Councilmember Horne, the following consent agenda was approved by a 7-0 vote:

3. RESOLUTION 2004-196

Accepting public improvements, releasing the performance guarantee and approving a maintenance guarantee for public improvements at Stratford-Ryland Sanitary Sewer Relocation

4. RESOLUTION 2004-197

Authorizing an agreement and approving a water extension permit and waiving a performance guarantee for the J. Lupton Simpson Middle School water line installation.

5. RESOLUTION 2004-198

Accepting public improvements, releasing the performance guarantee and approving a maintenance guarantee for public improvements at Leesburg Gateway Condos.

REGULAR AGENDA

On a motion by Councilmember Horne, seconded by Vice Mayor Martinez the following motion was approved by a 7-0 vote:

6. RESOLUTION 2004-199

Re-authorizing the agreement between the Town of Leesburg and the Engineers and Surveyors Institute (ESI) to continue the Leesburg ESI Program.

On a motion by Vice Mayor Martinez, seconded by Councilmember Kramer the following motion was approved by a 7-0 vote:

7. RESOLUTION 2004-200

Authorizing an amendment to the CH2M Hill Engineering contract #3130-FY03-01 (Amendment No. 4) for expansion of the Kenneth B. Rollins Water Treatment Plant in an amount not to exceed \$1,712,900.

On a motion by Councilmember Burk, seconded by Vice Mayor Martinez, the following motion was approved by a 7-0 vote:

8. RESOLUTION 2004-201

Ratification of an agreement to purchase 6.0417 acres of land adjacent to the Leesburg Executive Airport.

On a motion by Councilmember Burk, seconded by Vice Mayor Martinez, the following motion was approved by a 7-0 vote:

9. **RESOLUTION 2004-202**

Ratification of an agreement to purchase 39.0364 acres of land adjacent to the Leesburg Executive Airport.

On a motion by Councilmember Hammler, seconded by Councilmember Zoldos, the following motion was approved by a 7-0 vote:

10. **RESOLUTION 2004-203**

Supporting membership in the High Growth Coalition.

On a motion by Vice Mayor Martinez, seconded by Councilmember Hammler, the following motion was approved to send letters to the State Corporation Commission by a 7-0 vote:

11. Transmitting to the State Corporation Commission the Town of Leesburg's objection to overhead power lines in Leesburg.

On a motion by Vice Mayor Martinez, seconded by Councilmember Kramer, the following motion was approved by a 7-0 vote:

12. **RESOLUTION 2004-204**

Executing an animal control agreement with Loudoun County.

On a motion by Councilmember Burk, seconded by Councilmember Kramer the following motion was approved by a 7-0 vote:

13. **RESOLUTION 2004-205**

Council representation on the Loudoun County Economic Development Commission – Councilmember Horne

On a separate motion by Councilmember Zoldos, seconded by Councilmember Horne, Councilmember Hammler was appointed as the alternate.

L. **BOARDS AND COMMISSIONS**

- a. Airport Commission – **No comment**
- b. Thomas Balch Library Commission – **No comment**
- c. Board of Architectural Review – **No comment**
- d. Cable Commission – **No comment**
- e. Economic Development Commission – **No comment**
- f. Environmental Advisory Commission – **No comment**
- g. Information Technology Commission – **No comment**
- h. Parks and Recreation Commission – **No comment**
- i. Planning Commission – **No comment**
- j. Tree Commission – **No comment**
- k. Standing Residential Traffic Committee – **No comment**

M. **OLD BUSINESS**

None

N. NEW BUSINESS

On a motion by Vice Mayor Martinez, seconded by Councilmember Kramer, the following motion was approved by a 7-0 vote:

a. **RESOLUTION**

2004-206

Authorizing the installation of a raised crosswalk "cushion" on Marshall Drive, NE at Autumn Willow Way, NE.

b. **Closed meeting to discuss a personnel matter**

On a motion by Mayor Umstattd, seconded by Vice Mayor Martinez, the following motion was approved by a 5-2 vote; Councilmembers Horne and Zoldos opposed:

Pursuant to Section 2.2-3711(A)(1) of the Code of Virginia, I move that the Leesburg Town Council convene in a closed meeting to consider a personnel matter, specifically the Town Attorney's Evaluation.

Council convened in Closed Session at 9:30 p.m.

Council reconvened in open session at 10:39 and the following motion was made by Mayor Umstattd, seconded by Vice Mayor Martinez, and approved by a 7-0 vote:

In accordance with Section 2.2-3712 (D) of the Code of Virginia, I move that Council certify that to the best of each member's knowledge, only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and such personnel matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting by Council.

N. ADJOURNMENT

The meeting adjourned at 10:40 p.m.